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**From:** Law, Donald [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E492D9DD69004952861D9E99630F752C-LAW, DONALD]  
**Sent:** 2/20/2019 2:49:32 PM  
**To:** Fallon, Gail [fallon.gail@epa.gov]  
**Subject:** FW: North Dakota Source Determination Memo for CS and CCMC - DRAFT

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**From:** Spangler, Matthew  
**Sent:** Wednesday, February 20, 2019 7:41 AM  
**To:** Law, Donald <Law.Donald@epa.gov>; Wauters, Patrick <wauters.patrick@epa.gov>; Laumann, Sara <Laumann.Sara@epa.gov>  
**Cc:** Carrillo, Andrea <Carrillo.Andrea@epa.gov>  
**Subject:** RE: North Dakota Source Determination Memo for CS and CCMC - DRAFT

DJ, great questions. See my thoughts in red below, which are based off recent discussions between OAQPS, OGC, and various regional offices in the context of other petitions implicating similar issues.

Also, I'm cc'ing Andrea so that OGC is in the loop (Andrea, I'm not sure who Mike will formally assign to our eventual petition response, but you seemed like a safe bet for now ☺).

Matt Spangler  
U.S. EPA/ OAQPS/ AQPD/ OPG  
(919) 541-0327 | [spangler.matthew@epa.gov](mailto:spangler.matthew@epa.gov)

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**From:** Law, Donald  
**Sent:** Tuesday, February 19, 2019 4:05 PM  
**To:** Wauters, Patrick <wauters.patrick@epa.gov>; Laumann, Sara <Laumann.Sara@epa.gov>; Spangler, Matthew <Spangler.Matthew@epa.gov>  
**Subject:** RE: North Dakota Source Determination Memo for CS and CCMC - DRAFT

Deliberative Process

# Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

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**From:** Wauters, Patrick  
**Sent:** Friday, February 15, 2019 10:25 AM  
**To:** Law, Donald <[Law.Donald@epa.gov](mailto:Law.Donald@epa.gov)>; Laumann, Sara <[Laumann.Sara@epa.gov](mailto:Laumann.Sara@epa.gov)>; Spangler, Matthew <[Spangler.Matthew@epa.gov](mailto:Spangler.Matthew@epa.gov)>  
**Subject:** FW: North Dakota Source Determination Memo for CS and CCMC - DRAFT

Here is the draft response ND has sent us. I am still reading over it but would appreciate any feedback you all have.

Patrick

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**From:** Stroh, David E. <[deStroh@nd.gov](mailto:deStroh@nd.gov)>  
**Sent:** Friday, February 15, 2019 9:54 AM  
**To:** Wauters, Patrick <[wauters.patrick@epa.gov](mailto:wauters.patrick@epa.gov)>; Fallon, Gail <[fallon.gail@epa.gov](mailto:fallon.gail@epa.gov)>  
**Cc:** O'Clair, Terry L. <[toclair@nd.gov](mailto:toclair@nd.gov)>; Semerad, Jim L. <[jsemerad@nd.gov](mailto:jsemerad@nd.gov)>; Thorstenson, Craig D. <[cthorstenson@nd.gov](mailto:cthorstenson@nd.gov)>; Schneider, Kyla K. <[kkschneider@nd.gov](mailto:kkschneider@nd.gov)>  
**Subject:** North Dakota Source Determination Memo for CS and CCMC - DRAFT

Gail and Patrick,

As a follow-up to our call on February 14, 2019 and regarding the ongoing work with EPA in completing our stationary source determination for the Coyote Station and Coyote Creek Mining Company; please see the attached DRAFT source determination.

The Department has appreciated EPA's comments to date and requests EPA Region 8 review the attached. A follow-up with the Department would be appreciated to provide assurance that the direction taken satisfies the source determination criteria (or provide feedback on the Department's DRAFT determination). This will help ensure not only that the proper decision will be made, but the supporting documentation sufficiently supports this decision.

Please contact me upon review to discuss the next steps.

Thanks,

David Stroh  
*Environmental Engineer*

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